

FSAO 101 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

Silvestre Mosso, Individually and on Behalf of All
Other Persons Similarly Situated

SUMMONS IN A CIVIL ACTION

v.

Kenji Sekiya d/b/a Yuka Restaurant

CASE NUMBER:

08 CV 3515
JUDGE MARRERO

TO: (Name and address of Defendant)

Kenji Sekiya d/b/a Yuka Restaurant, 1557 Second Avenue, New York,
New York, 10028

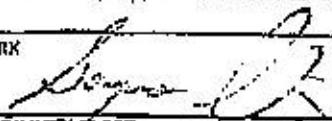
YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

The Law Office of Jeffrey M. Gottlieb, 150 East 18th Street, Suite PHR,
New York, New York, 10003

an answer to the complaint which is served on you with this summons, within 30 days after service
of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you
for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the
Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK

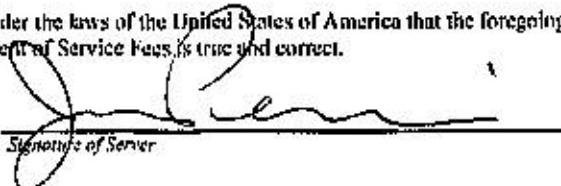


DATE

APR 10 2008

By DEPUTY CLERK

SAO-440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		08 CU 3515
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	4/30/2008 1055 AM
NAMES OF SERVER (PRINT) Julin Penner	TITLE	Process Server
<i>Check one box below to indicate appropriate method of service.</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: Kenji Sekaya aka Chen Sparks broken English. Asian/Male/Bk Ht/36-Signs/59-60/130-160lbs		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <input type="checkbox"/> Returned unexecuted: <input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>4/30/2008</u> Date	 <i>Julin Penner</i> <small>Signature of Server</small>	
<u>do NY Server LLC 173 N Main #375 Somerville NJ 08844</u> <small>Address of Server</small>		

(1) As to whom may serve a summons see Rule 4 of the Federal Rules of Civil Procedure